

Surface Owner Agreement and Liability Release
04-19-2012

I, [SURFACE OWNER], am the record title holder of the lands described on Exhibit A attached hereto, and request that the below-listed impoundments not be reclaimed. I have read, understand, and agree to the following:

- I am the owner of the surface that the listed impoundments are located on;
- OR

- I am otherwise authorized to make this request because: (Please explain the nature of the relationship with the landowner.)

AND

- I have been informed by [OPERATOR] that water discharges associated with coal bed natural gas (CBNG) operations are complete;

AND

- I have been fully informed by [OPERATOR] of the environmental, regulatory, and liability risks associated with the discharge or storage of CBNG produced water in the listed impoundments, including but not limited to the potential that discharge or storage of CBNG produced water in the listed impoundments may have resulted in contamination of the listed impoundments and any water within the listed impoundments;

AND

- I have been given by [OPERATOR] such information as may be specified by the Bureau of Land Management in written guidance, including but not limited to information on the results of sediment and soil sampling conducted by [OPERATOR] in accordance with Bureau of Land Management written guidance;

AND

- I request, understand, and agree that the listed impoundments will not be reclaimed and that the existing bond will be released per [OPERATOR's] request;

AND

- I understand and agree that I hereby assume all liability and release the United States from any and all liability associated with the listed impoundments, including but not limited to damages associated with CBNG produced water discharged or stored in the listed impoundments;

AND

- This Surface Owner Agreement and Liability Release ("Agreement") shall be binding on and inure to the benefit of the parties hereto and their respective successors and assigns. All terms of this Agreement are appurtenant to and shall run with and burden the lands described in exhibit A. Any and all persons who from and after the date of this Agreement are assignees

or grantees of [SURFACE OWNER] in these lands or who hold title to or otherwise own or hold any interest in these lands shall be bound by the terms of this Agreement, and these lands shall be burdened by the terms of this Agreement. This Agreement shall be recorded in the real property records of [] County, Wyoming to evidence this Agreement of record.

IMPOUNDMENTS

Provide the name and location of all impoundments subject to this Surface Owner Agreement and Liability Release.

Impoundment Name

TWP

Sec

RNG

Qtr/Qtr

Signature:

[SURFACE OWNER]

By: _____

Date: _____

STATE OF WYOMING

COUNTY OF _____

This instrument was acknowledged before me on _____, 2011 by _____
_____ as _____ of _____.

(Signature of notarial officer)

(Seal, if any)

My commission expires: _____

EXHIBIT A
to Surface Owner Agreement and Liability Release

LANDS